

Attorney Docket No. 9052-87

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED**  
**CENTRAL FAX CENTER**

In re: Markham et al.

Confirmation No. 8326

Serial No. 09/913,970

Group Art Unit: 1636

Filed: March 28, 2002

Examiner: Daniel M. Sullivan

For: LATENCY-ASSOCIATED REGULATORY REGION

FROM HERPESVIRUS SAIMIRI HVS

DEC 19 2005

December 19, 2005

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450PETITION AND FEE FOR EXTENSION OF TIME  
(37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of one (1) month to respond to the Official Action dated August 18, 2005.
2. A response in connection with the matter for which this extension is requested:

☒ is filed herewith.☐ has been filed.

3. Applicant:

☒ Claims small entity status. See 37 CFR 1.27.☐ Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

|                                     | <u>Total Months Requested</u> | <u>Fee For Other Than Small Entity</u> | <u>Fee for Small Entity</u> |
|-------------------------------------|-------------------------------|--|-----------------------------|
| <input checked="" type="checkbox"/> | one month                     | \$120.00                               | \$60.00                     |
| <input type="checkbox"/>            | two months                    | \$450.00                               | \$225.00                    |
| <input type="checkbox"/>            | three months                  | \$1,020.00                             | \$510.00                    |
| <input type="checkbox"/>            | four months                   | \$1,590.00                             | \$795.00                    |
| <input type="checkbox"/>            | five months                   | \$2,160.00                             | \$1,080.00                  |

Fee Enclosed \$60.00

12/20/2005 HTECKLU1 00000048 500220 09913970

01 FC:2251

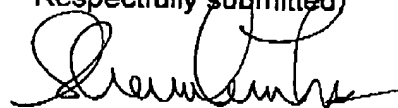
60.00 DA

In re: Markham et al.  
Serial No. 09/913,970  
Filed: March 28, 2002  
Page 2

---

- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card (Form PTO-2038) is enclosed.
- ☒ Charge Deposit Account No. 50-0220 for this and any additional extension and/or fee required or credit for any excess fee paid.

Respectfully submitted

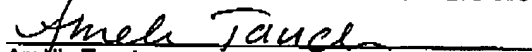


Shawna Cannon Lemon  
Registration No. 53,888

Myers Bigel Sibley & Sajovec, P.A.  
P. O. Box 37428  
Raleigh, North Carolina 27627  
Telephone: (919) 854-1400  
Facsimile: (919) 854-1401  
Customer Number 20792

**CERTIFICATION OF FACSIMILE TRANSMISSION  
UNDER 37 CFR § 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office via facsimile number 571-273-8300 on December 19, 2005.



Amelia Tauchen

Date of Signature: December 19, 2005